

BRADLEY/GROMBACHER, LLP

Marcus J. Bradley, Esq. (SBN 174156)
Kiley L. Grombacher, Esq. (SBN 245960)
Lirit A. King, Esq. (SBN 252521)
31365 Oak Crest Drive, Suite 240
Westlake Village, California 91361
Telephone: (805) 270-7100
Facsimile: (805) 270-7589
E-Mail: mbradley@bradleygrombacher.com
kgrombacher@bradleygrombacher.com
lking@bradleygrombacher.com

**ORRICK HERRINGTON &
SUTCLIFFE, LLP**

Douglas Harlan Meal (*pro hac vice*)
222 Berkeley Street, Suite 2000
Boston, MA 02116-3740
Telephone: (617) 880-1801
E-mail: dmeal@orrick.com

Attorneys for Plaintiffs

(Additional counsel listed on following page)

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

JUAN FLORES-MENDEZ, an individual and
AMBER COLLINS, an individual, and on
behalf of classes of similarly situated
individuals,

Plaintiffs,

v.

ZOOSK, INC., a Delaware corporation,

Defendant.

Case No.: 3:20-cv-04929-WHA

**JOINT STIPULATION AND ~~[PROPOSED]~~
ORDER TO CONTINUE CLASS
CERTIFICATION DEADLINES**

Judge: Hon. William Alsup

1 **CROSNER LEGAL P.C.**

2 Zachary M. Crosner (SBN 272295)

3 Michael R. Crosner (SBN 41299)

4 433 N. Camden Dr., Suite 400

5 Beverly Hills, CA 90210

6 Telephone: (310) 496-4818

Facsimile: (310) 510-6429

Email: zach@crosnerlegal.com

mike@crosnerlegal.com

7 **MORGAN & MORGAN**

8 **COMPLEX LITIGATION GROUP**

9 John A. Yanchunis (*admitted pro hac vice*)

10 Ryan McGee (*admitted pro hac vice*)

11 201 N Franklin St., 7th Floor

12 Tampa, FL 33602

13 Telephone: (813) 223-5505

14 Email: jyanchunis@forthepeople.com

15 rmcgee@forthepeople.com

Pursuant to Civil L.R. 6-2 and 7-12, this joint stipulation is entered into by and between Plaintiffs Juan Flores-Mendez and Amber Collins, and Defendant, Zoosk, Inc. (collectively, the “Parties”), subject to the approval of the Court.

WHEREAS, the parties have been working to complete discovery in this case pursuant to the Court’s deadlines; and

WHEREAS, Plaintiffs recently filed a motion to amend their operative complaint (“Motion to Amend”, Dkt. 95) to add further factual allegations to support their causes of action; and

WHEREAS, the pleadings have not yet been settled; and

WHEREAS, Plaintiffs have sought certain discovery that has been hindered due to the COVID-19 pandemic;

WHEREAS, the case schedule allows for some flexibility in the class certification briefing deadlines without moving any other deadlines in the case; and

WHEREAS, the Parties agree that in light of the progress to date on completing discovery an extension is warranted of Plaintiffs’ deadline to move for class certification; and

WHEREAS, the Parties agree that in light of Plaintiffs’ stated intention of supporting their class certification motion with expert evidence, a lengthening is warranted to the amount of time the Defendant currently has to prepare its papers in opposition to Plaintiffs’ class certification motion; and

WHEREAS, the scope of discovery may change depending on the Court’s ruling on the Motion to Amend, which motion Zoosk opposes; and

WHEREAS, the Parties agree to negotiate in good faith whether and to what extent another extension of the class certification briefing schedule, in addition to the extension agreed to by means of this Stipulation, may be needed after the Court has issued an order on the Motion to Amend;

NOW THEREFORE, the Parties agree, subject to the approval of the Court, to the following adjustment of the class certification briefing schedule in this case, which adjustment shall not affect any of the other currently operative dates and deadlines in this matter:

- The deadline for Plaintiffs to move for class certification, which is currently set on December 8, 2021 (Dkts. 60, 76), shall be extended by 45 days to January 24, 2022;

- The deadline for Defendant's opposition to Plaintiffs' motion for class certification, which is currently set on December 29, 2021, shall be extended to February 28, 2022;
- The deadline for Plaintiffs' reply to Defendant's opposition to Plaintiffs' motion for class certification, which is currently set on January 12, 2021, shall be extended to March 14, 2022;
- The hearing on Plaintiffs' motion for class certification shall be on March 28, 2022 or such later date as the Court's calendar may accommodate.

DATED: November 16, 2021

BRADLEY/GROMBACHER LLP

By: /s/ Kiley L. Grombacher

Kiley L. Grombacher
Attorney for Plaintiffs

DATED: November 16, 2021

**ORRICK HERRINGTON
& SUTCLIFFE, LLP**

By: /s/ Douglas H. Meal

Douglas H. Meal
Rebecca Harlow

E-SIGNATURE ATTESTATION

Pursuant to Civil L.R. 5-1(i)(3), regarding signatures, I, Kiley L. Grombacher, attest that concurrence in the filing of this document has been obtained.

Dated: November 16, 2021

By: /s/ Kiley L. Grombacher

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JUAN FLORES-MENDEZ, an individual and
AMBER COLLINS, an individual, and on
behalf of classes of similarly situated
individuals,

Plaintiffs,

v.

ZOOSK, INC., a Delaware corporation,

Defendant.

Case No.: 3:20-cv-04929-WHA

~~[PROPOSED]~~ ORDER TO CONTINUE
CLASS CERTIFICATION DEADLINES

Judge: Hon. William Alsup


Pursuant to stipulation of the Parties, the Court hereby **ORDERS** that:

1. Plaintiffs' motion for class certification deadline is extended to January 24, 2022;
2. Defendant's response is due ~~February 28, 2022;~~ February 7, 2022.
3. Plaintiffs' reply is due ~~March 14, 2022;~~ February 14, 2022.
4. The hearing on Plaintiffs' motion for class certification is ~~March 28, 2022.~~ March 10, 2022.
5. All other scheduled dates and deadlines in this matter shall remain as currently provided by the Court's prior Orders.

If the scope of discovery changes significantly following an order on the motion to amend, parties may move for an extended briefing schedule with a more informed explanation.

IT IS SO ORDERED.

Dated: November 22, 2021.


THE HONORABLE WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE